

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: SB 317 SLS 12RS 250
Bill Text Version: REENGROSSED
Opp. Chamb. Action: w/ HSE COMM AMD
Proposed Amd.:
Sub. Bill For.:

Table with 2 rows and 2 columns. Row 1: Date: May 8, 2012 8:45 AM, Author: MARTINY. Row 2: Dept./Agy.: Corrections, Analyst: Matthew LaBruyere. Subject: Parole Eligibilty.

JUVENILE JUSTICE RE1 SEE FISC NOTE GF EX See Note Page 1 of 1
Provides relative to parole eligibility for certain juveniles. (8/1/12)

Proposed legislation amends present law to allow any person serving a life sentence who was under 18 years old at the time of the commission of the offense, except for persons serving a sentence for first or second degree murder, shall be eligible for parole consideration if the following conditions are met: a) served 30 years of the sentence imposed; b) the offender has not committed any disciplinary offenses in the 12 months prior to parole eligibility; c) the offender has completed the mandatory minimum of 100 hours of pre-release programming; d) the offender has completed substance abuse treatment as applicable; e) the offender has obtained a GED credential, unless previously obtained a high school diploma or is deemed by a certified educator as incapable of obtaining a GED credential due to a learning disability; f) the offender has obtained a low-risk designation determined by a validated risk assessment instrument approved by the secretary of the DPS&C; g) the offender has completed a reentry program to be determined by the DPS&C; h) if convicted of aggravated rape, the offender shall be designated a sex offender and comply with sex offender registration requirements.

Table with 7 columns: EXPENDITURES, 2012-13, 2013-14, 2014-15, 2015-16, 2016-17, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total. Similar structure for REVENUES.

EXPENDITURE EXPLANATION
The proposed legislation may result in an indeterminable decrease in state general fund expenditures. Offenders that are currently serving life sentences for certain crimes committed under the age of 18 would now be eligible for parole after serving 30 years of the sentence. For each offender that is released on parole, the state would recognize a savings of \$48.33 (\$50.75 per day - \$2.42 supervision per day) per day or \$17,640 (\$48.33 per day x 365 days) annually. Since the offenders are serving life, the offenders are incarcerated in a state facility.

According to the Department of Corrections, there are currently 238 offenders serving a life sentence who were under the age of 18 upon commission of the crime. Of the 238 offenders, 46 are incarcerated for 1st or 2nd degree murder and are not eligible for parole. Of the 192 (238 offenders - 46 offenders) remaining offenders, 15 offenders have served at least 30 years. To the extent at least 1 offender does meet the criteria and is released on parole, the state will save \$17,640 per year.

REVENUE EXPLANATION
The proposed legislation may result in an increase in self-generated revenue. For each offender that is released to parole at an earlier date, the Department of Corrections could collect up to \$63 per month from each offender under parole supervision. It should be noted that the maximum amount paid per month is \$63 and the offender's ability and amount he is required to pay is determined by the Board of Parole.

Senate Dual Referral Rules House
[ ] 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} [ ] 6.8(F)1 >= \$500,000 Annual Fiscal Cost {S}
[ ] 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} [ ] 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}
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